

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

MARC S. KIRSCHNER, as Trustee of the
Refco Private Actions Trust,

Plaintiffs,

v.

PHILLIP R. BENNETT, et al.,

Defendants.

07 Civ. 8165 (GEL)

NOTICE OF APPEARANCE

PLEASE TAKE NOTICE that the following attorney appears as counsel on behalf of
Defendant, Ernst & Young LLP, in the above-captioned action:

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Dated: December 20, 2007
New York, New York

LATHAM & WATKINS LLP

By: /s/ Christopher Harris
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CERTIFICATE OF SERVICE

I, Christopher Harris, hereby certify that on December 20, 2007, true and correct copies of the attached Notice of Appearance, dated December 20, 2007, in the above captioned proceeding, were caused to be served in accordance with the Federal Rules of Civil Procedure, electronically via the Electronic Case Filing ("ECF") system upon all counsel of record registered to receive such service, and by First-Class Mail via the United States Postal Services upon:

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Dated: New York, New York
December 20, 2007

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